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27 Attorneys for Defendant
28 SureClinical, Inc.

18 UNITED STATES DISTRICT COURT
19 EASTERN DISTRICT OF CALIFORNIA
20 SACRAMENTO DIVISION

21
22 Precision for Medicine, LLC (f/k/a Precision
23 Oncology LLC; f/k/a ACT Oncology, LLC),

Case No. 2:21-cv-01111-MCE-AC

24 Plaintiff,

**JOINT STIPULATION CONTINUING
HEARING DATE AND ORDER
GRANTING SAME**

25 vs.

Judge: Morrison C. England, Jr.
Hearing Date: July 8, 2021
Time: 11:00AM

26 SureClinical, Inc.,

27 Defendant.

1 Plaintiff Precision for Medicine, LLC (f/k/a Precision Oncology LLC; f/k/a ACT
2 Oncology, LLC) (“Precision”) and Defendant SureClinical, Inc. (“SureClinical”) (collectively,
3 the “Parties”), by and through their respective counsel, respectfully submit this stipulation.

4 WHEREAS, on June 23, 2021, Precision filed its Complaint in the above-captioned matter
5 and filed a Motion for Temporary Restraining Order (“TRO”) and Preliminary Injunction (“PI”).

6 WHEREAS, on June 23, 2021, the Court granted the TRO until July 8, 2021 and further
7 scheduled a hearing on July 8, 2021 to consider Precision’s Motion for Preliminary Injunction.

8 WHEREAS, on July 1, 2021, SureClinical filed an opposition to the Motion for
9 Preliminary Injunction.

10 WHEREAS, on July 5, 2021, Precision filed a Reply in support of its Motion for
11 Preliminary Injunction.

12 WHEREAS, the Parties are engaging in ongoing business discussions.

13 NOW THEREFORE, the Parties hereby stipulate and agree, as follows:

- 14 1. Subject to the approval of the Court, that the hearing on Precision’s Motion for
15 Preliminary Injunction currently scheduled for July 8, 2021, be continued until a
16 date and time at the Court’s earliest convenience on or after July 22, 2021.
- 17 2. The TRO entered by the Court on June 23, 2021 shall remain in full force and
18 effect until the continued hearing date on the Motion for Preliminary Injunction.
- 19 3. During the period from now until the continued hearing date on the Motion for
20 Preliminary Injunction, Precision and SureClinical have agreed that Precision will
21 not initiate more than one export at a time.
- 22 4. SureClinical’s deadline to answer or otherwise respond to the Complaint is
23 continued to 30 days after the continued hearing date on the Motion for
24 Preliminary Injunction.

1 Dated: July 7, 2021

Respectfully submitted,

2 SHEPPARD, MULLIN, RICHTER &
3 HAMPTON LLP
4 Fred R. Puglisi
Jay T. Ramsey

5 By /s/ Jay T. Ramsey

6 Jay T. Ramsey
7 Attorneys for Plaintiff
Precision for Medicine, LLC (f/k/a
Precision Oncology LLC; f/k/a Act
Oncology, LLC)

8
9
10 MORGAN, LEWIS & BOCKIUS LLP
11 Andrew J. Gray IV
Lucy Wang
Walter S. Tester

12 By /s/ Lucy Wang

13 Lucy Wang
14 Attorneys for Defendant
SureClinical, Inc.

15 **ORDER**

16 Pursuant to the Parties' stipulation, the hearing in the above-captioned matter previously
17 scheduled for July 8, 2021 is hereby continued until July 22, 2021, in-person, at 11:00 am in
18 courtroom 7. The TRO issued on June 23, 2021 will remain in full force and effect until the
19 continued hearing date on the Motion for Preliminary Injunction. During the period from now
20 until the continued hearing date on the Motion for Preliminary Injunction, Precision and
21 SureClinical have agreed that Precision will not initiate more than one export at a time.
22 SureClinical's deadline to answer or otherwise respond to the Complaint is continued to 30 days
23 after the new hearing date on the Motion for Preliminary Injunction.

24 **IT IS SO ORDERED.**

25
26 DATED: July 7, 2021



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28 MORRISON C. ENGLAND, JR.
SENIOR UNITED STATES DISTRICT JUDGE